

**UNITED STATES COURT OF APPEALS  
DISTRICT OF COLUMBIA CIRCUIT**

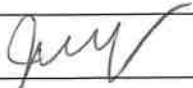
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**AGENCY DOCKETING STATEMENT**

*Administrative Agency Review Proceedings (To be completed by appellant/petitioner)*

1. CASE NO. 18-1247 2. DATE DOCKETED: 09-11-2018
3. CASE NAME (lead parties only) Con-Way Freight, Inc. v. National Labor Relations Board
4. TYPE OF CASE: ☒ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No  
If YES, cite statute \_\_\_\_\_
6. CASE INFORMATION:
- a. Identify agency whose order is to be reviewed: National Labor Relations Board
- b. Give agency docket or order number(s): 366 NLRB 183
- c. Give date(s) of order(s): August 27, 2018
- d. Has a request for rehearing or reconsideration been filed at the agency? ☐ Yes ☒ No  
If so, when was it filed? \_\_\_\_\_ By whom? \_\_\_\_\_  
Has the agency acted? ☐ Yes ☐ No If so, when? \_\_\_\_\_
- e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):  
Petitioner is a party aggrieved by a final order of the NLRB, and has standing to petition for review  
of the order pursuant to 29 U.S.C. 160(f)
- f. Are any other cases involving the same underlying agency order pending in this Court or any other?  
☒ Yes ☐ No If YES, identify case name(s), docket number(s), and court(s)  
NLRB v. Con-Way Freight, Inc., Case No. 18-1267, U.S.C.A. (D.C. Circuit)
- g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?  
☒ Yes ☐ No If YES, give case name(s) and number(s) of these cases and identify court/agency:  
NLRB v. Con-Way Freight, Inc., Case No. 18-1267, U.S.C.A. (D.C. Circuit)
- h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates.  
\_\_\_\_\_  
\_\_\_\_\_

Signature

Date 10-15-2018Name of Counsel for Appellant/Petitioner Joshua L. DitelbergAddress Seyfarth Shaw LLP 233 South Wacker Drive Suite 8000 Chicago, Illinois 60606-6448E-Mail jditelberg@seyfarth.comPhone ( 312 ) 460-5505Fax ( 312 ) 460-7505

**ATTACH A CERTIFICATE OF SERVICE**

**Note:** If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

**UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

CON-WAY FREIGHT, INC.,

Petitioner

v.

Case No. 18-1247

NATIONAL LABOR RELATIONS BOARD,

Respondent

**CERTIFICATE OF SERVICE**

I certify that on October 15, 2018, I caused Petitioner's Docketing Statement Form to be served on all parties of their counsel of record through the CM/ECF system if they are registered users; or, if not, by serving a true and correct copy at the addresses listed below:

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s/Joshua L. Ditelberg

Joshua L. Ditelberg